

DEBT FUNDING

Agreement signed at Washington September 24, 1925

Approved by Latvia March 26, 1926

Approved by Act of Congress of April 30, 1926¹

Operative from December 15, 1922

Modified by agreement of June 11, 1932²

Treasury Department print

AGREEMENT,

Made the twenty-fourth day of September, 1925, at the City of Washington, District of Columbia, between the GOVERNMENT OF THE REPUBLIC OF LATVIA, hereinafter called LATVIA, party of the first part, and the GOVERNMENT OF THE UNITED STATES OF AMERICA, hereinafter called the UNITED STATES, party of the second part.

WHEREAS, Latvia is indebted to the United States as of December 15, 1922, upon obligations in the aggregate principal amount of \$5,132,287.14, together with interest accrued and unpaid thereon; and

WHEREAS, Latvia desires to fund said indebtedness to the United States, both principal and interest, through the issue of bonds to the United States, and the United States is prepared to accept bonds from Latvia upon the terms and conditions hereinafter set forth:

Now, therefore, in consideration of the premises and of the mutual covenants herein contained, it is agreed as follows:

1. *Amount of Indebtedness.* The amount of the indebtedness to be funded, after allowing for cash payments made or to be made by Latvia, is \$5,775,000, which has been computed as follows:

Principal amount of obligations to be funded.....	\$5, 132, 287. 14
Interest accrued and unpaid thereon to December 15, 1922, at the rate of 4¼ per cent per annum.....	647, 275. 62
Total principal and interest accrued and unpaid as of December 15, 1922.....	5, 779, 562. 76
To be paid in cash by Latvia upon execution of Agreement.....	4, 562. 76
Total indebtedness to be funded into bonds.....	\$5, 775, 000. 00

¹ 44 Stat. 378.

² *Post*, p. 551.

2. *Repayment of Principal.* In order to provide for the repayment of the indebtedness thus to be funded, Latvia will issue to the United States at par, as of December 15, 1922, bonds of Latvia in the aggregate principal amount of \$5,775,000, dated December 15, 1922, and maturing serially on each December 15 in the succeeding years for 62 years, in the amounts and on the several dates fixed in the following schedule:

December 15—		December 15—	
1923	\$28,000	1955	\$80,000
1924	29,000	1956	83,000
1925	30,000	1957	86,000
1926	31,000	1958	89,000
1927	32,000	1959	92,000
1928	33,000	1960	95,000
1929	34,000	1961	99,000
1930	35,000	1962	102,000
1931	36,000	1963	107,000
1932	37,000	1964	111,000
1933	38,000	1965	114,000
1934	39,000	1966	118,000
1935	40,000	1967	123,000
1936	42,000	1968	128,000
1937	43,000	1969	132,000
1938	45,000	1970	138,000
1939	46,000	1971	143,000
1940	48,000	1972	148,000
1941	50,000	1973	153,000
1942	51,000	1974	158,000
1943	53,000	1975	164,000
1944	55,000	1976	170,000
1945	57,000	1977	176,000
1946	59,000	1978	182,000
1947	61,000	1979	188,000
1948	63,000	1980	195,000
1949	65,000	1981	202,000
1950	68,000	1982	209,000
1951	70,000	1983	218,000
1952	73,000	1984	228,000
1953	75,000		
1954	78,000		
			\$5,775,000

PROVIDED, HOWEVER, That Latvia, at its option, upon not less than ninety days' advance notice to the United States, may postpone any payment falling due as hereinabove provided, except those falling due on or before December 15, 1930, hereinafter referred to in paragraph 5 of this Agreement, to any subsequent June 15 or December 15 not more than two years distant from its due date, but only on condition that in case Latvia shall at any time exercise this option as to any payment of principal, the payment falling due in the next succeeding year can not be postponed to any date more than one year distant from the date when it becomes due unless and until the payment previously postponed shall actually have been made, and the payment falling due in the second succeeding year can not be postponed at all unless and until the payment of principal due two years previous thereto shall actually have been made.

3. *Form of Bonds.* All bonds issued or to be issued hereunder to the United States shall be payable to the Government of the United States of America, or order, shall be issued in such denominations as may be requested by the Secretary of the Treasury of the United States, substantially in the form set forth in the exhibit hereto annexed and marked "Exhibit A," and shall be signed for Latvia by its Envoy Extraordinary and Minister Plenipotentiary at Washington, or by its other duly authorized representative. The \$5,775,000 principal amount of bonds first to be issued hereunder shall be issued in 62 pieces, in denominations and with maturities corresponding to the annual payments of principal hereinabove set forth.

4. *Payment of Interest.* All bonds issued or to be issued hereunder shall bear interest, payable semiannually on June 15 and December 15 in each year, at the rate of 3 per cent per annum from December 15, 1922, to December 15, 1932, and thereafter at the rate of 3½ per cent per annum until the principal thereof shall have been paid.

5. *Method of Payment.* All bonds issued or to be issued hereunder shall be payable, as to both principal and interest, in United States gold coin of the present standard of value, or, at the option of Latvia, upon not less than thirty days' advance notice to the United States, in any obligations of the United States issued after April 6, 1917, to be taken at par and accrued interest to the date of payment hereunder:

PROVIDED, HOWEVER, that with reference to the payments on account of principal and/or interest falling due hereunder on or before December 15, 1930, Latvia, at its option, may pay the following amounts on the dates specified:

June 15, 1926	\$ 30,000	December 15, 1928	\$40,000
December 15, 1926	30,000	June 15, 1929	45,000
June 15, 1927	35,000	December 15, 1929	45,000
December 15, 1927	35,000	June 15, 1930	50,000
June 15, 1928	40,000	December 15, 1930	50,000
Total			\$400,000

and the balance, including interest on all overdue payments at the rate of 3 per cent per annum from their respective due dates, in bonds of Latvia dated December 15, 1930, bearing interest at the rate of 3 per cent per annum from December 15, 1930, to December 15, 1932, and thereafter at the rate of 3½ per cent per annum until the principal thereof shall have been paid, such bonds to mature serially on December 15 of each year up to and including December 15, 1984, substantially in the manner provided in paragraph 2 of this Agreement, and to be substantially similar in other respects to the bonds first to be issued hereunder.

All payments, whether in cash or in obligations of the United States, to be made by Latvia on account of the principal of or interest on any bonds issued or to be issued hereunder and held by the United States, shall be made at the Treasury of the United States in Washington, or, at the option of the

Secretary of the Treasury of the United States, at the Federal Reserve Bank of New York, and if in cash shall be made in funds immediately available on the date of payment, or if in obligations of the United States shall be in form acceptable to the Secretary of the Treasury of the United States under the general regulations of the Treasury Department governing transactions in United States obligations.

6. *Exemption from Taxation.* The principal and interest of all bonds issued or to be issued hereunder shall be paid without deduction for, and shall be exempt from, any and all taxes or other public dues, present or future, imposed by or under authority of Latvia or any political or local taxing authority within the Republic of Latvia, whenever, so long as, and to the extent that beneficial ownership is in (a) the Government of the United States, (b) a person, firm, or association neither domiciled nor ordinarily resident in Latvia, or (c) a corporation not organized under the laws of Latvia.

7. *Payments before Maturity.* Latvia, at its option, on June 15 or December 15 of any year, upon not less than ninety days' advance notice to the United States, may make advance payments in amounts of \$1,000 or multiples thereof, on account of the principal of any bonds issued or to be issued hereunder and held by the United States. Any such advance payments shall first be applied to the principal of any bonds which shall have been issued hereunder on account of principal and/or interest accruing between December 15, 1922, and December 15, 1930, and then to the principal of any other bonds issued hereunder and held by the United States, as may be indicated by Latvia at the time of the payment.

8. *Exchange for Marketable Obligations.* Latvia will issue to the United States at any time, or from time to time, at the request of the Secretary of the Treasury of the United States, in exchange for any or all of the bonds issued or to be issued hereunder and held by the United States, definitive engraved bonds in form suitable for sale to the public, in such amounts and denominations as the Secretary of the Treasury of the United States may request, in bearer form, with provision for registration as to principal, and/or in fully registered form, and otherwise on the same terms and conditions, as to dates of issue and maturity, rate or rates of interest, exemption from taxation, payment in obligations of the United States issued after April 6, 1917, and the like, as the bonds surrendered on such exchange. Latvia will deliver definitive engraved bonds to the United States in accordance herewith within six months of receiving notice of any such request from the Secretary of the Treasury of the United States, and pending the delivery of the definitive engraved bonds will deliver, at the request of the Secretary of the Treasury of the United States, temporary bonds or interim receipts in form satisfactory to the Secretary of the Treasury of the United States within thirty days of the receipt of such request, all without expense to the United States. The United States, before offering any such bonds or interim receipts for sale in Latvia, will first offer them to Latvia for purchase at par and accrued interest, and

Latvia shall likewise have the option, in lieu of issuing any such bonds or interim receipts, to make advance redemption, at par and accrued interest, of a corresponding principal amount of bonds issued or to be issued hereunder and held by the United States. Latvia agrees that the definitive engraved bonds called for by this paragraph shall contain all such provisions; and that it will cause to be promulgated all such rules, regulations, and orders as shall be deemed necessary or desirable by the Secretary of the Treasury of the United States in order to facilitate the sale of the bonds in the United States, in Latvia or elsewhere, and that if requested by the Secretary of the Treasury of the United States, it will use its good offices to secure the listing of the bonds on such stock exchanges as he may request.

9. *Cancellation and Surrender of Obligations.* Upon the execution of this Agreement, the payment to the United States of cash in the sum of \$4,562.76 as provided in paragraph 1 of this Agreement and the delivery to the United States of the \$5,775,000 principal amount of bonds of Latvia first to be issued hereunder, together with satisfactory evidence of authority for the execution of this Agreement and the bonds on behalf of Latvia by its Envoy Extraordinary and Minister Plenipotentiary at Washington, or by its other duly authorized representative, the United States will cancel and surrender to Latvia, at the Treasury of the United States in Washington, the obligations of Latvia in the principal amount of \$5,132,287.14 described in the preamble to this Agreement.

10. *Notices.* Any notice, request, or consent under the hand of the Secretary of the Treasury of the United States, shall be deemed and taken as the notice, request, or consent of the United States, and shall be sufficient if delivered at the Legation of Latvia at Washington or at the office of the Minister of Finance in Riga; and any notice, request, or election from or by Latvia shall be sufficient if delivered to the American Legation at Riga or to the Secretary of the Treasury at the Treasury of the United States in Washington. The United States in its discretion may waive any notice required hereunder, but any such waiver shall be in writing and shall not extend to or affect any subsequent notice or impair any right of the United States to require notice hereunder.

11. *Compliance with Legal Requirements.* Latvia represents and agrees that the execution and delivery of this Agreement have in all respects been duly authorized and that all acts, conditions, and legal formalities which should have been completed prior to the making of this Agreement and the issuance of bonds hereunder have been completed as required by the laws of Latvia and in conformity therewith.

12. *Counterparts.* This Agreement shall be executed in two counterparts, each of which shall have the force and effect of an original.

IN WITNESS WHEREOF Latvia has caused this Agreement to be executed on its behalf by its Envoy Extraordinary and Minister Plenipotentiary at

Washington, thereunto duly authorized, subject, however, to the approval of the Sacima, and the United States has likewise caused this Agreement to be executed on its behalf by the Secretary of the Treasury, as Chairman of the World War Foreign Debt Commission, with the approval of the President, subject, however, to the approval of Congress, pursuant to the Act of Congress approved February 9, 1922,³ as amended by the Act of Congress approved February 28, 1923,⁴ and as further amended by the Act of Congress approved January 21, 1925,⁵ all on the day and year first above written.

The Government of the Republic of Latvia

By

LOUIS SEYA
*Envoy Extraordinary and
Minister Plenipotentiary*

The Government of the United States of America

For the World War Foreign Debt Commission:

By

A. W. MELLON,
*Secretary of the Treasury and
Chairman of the Commission*

Approved:

CALVIN COOLIDGE,
President.

EXHIBIT A

(Form of Bond.)

THE GOVERNMENT OF THE REPUBLIC OF LATVIA.

\$

No.

The Government of the Republic of Latvia, hereinafter called Latvia, for value received, promises to pay to the Government of the United States of America, hereinafter called the United States, or order, on December 15, , the sum of

Dollars (\$), and to pay interest upon said principal sum semiannually on June 15 and December 15 in each year, at the rate of 3% per annum from December 15, 1922, to December 15, 1932, and at the rate of 3½% per annum thereafter until the principal hereof shall have been paid. This bond is payable as to both principal and interest in gold coin of the United States of America of the present standard of value, or at the option of Latvia, upon not less than thirty days' advance notice to the United States, in any obligations of the United States issued after April 6, 1917, to be taken at par and accrued interest to the date of payment hereunder.

This bond is payable as to both principal and interest without deduction for, and is exempt from, any and all taxes and other public dues, present or future, imposed by or under authority of Latvia or any political or local taxing authority within the Republic of Latvia whenever, so long as, and to the extent that, beneficial ownership is in (a) the Government of the United States, (b) a person, firm, or association neither domiciled

³ 42 Stat. 363.

⁴ 42 Stat. 1325.

⁵ 43 Stat. 763.

nor ordinarily resident in Latvia, or (c) a corporation not organized under the laws of Latvia. This bond is payable as to both principal and interest at the Treasury of the United States in Washington, D.C., or at the option of the Secretary of the Treasury of the United States at the Federal Reserve Bank of New York.

This bond is issued under an Agreement, dated September 24, 1925, between Latvia and the United States, to which this bond is subject and to which reference is hereby made.

IN WITNESS WHEREOF, Latvia has caused this bond to be executed in its behalf at the City of Washington, District of Columbia, by its

at Washington,

thereunto duly authorized, as of December 15, 1922.

THE GOVERNMENT OF THE REPUBLIC OF LATVIA,

By

(Back)

The following amounts have been paid upon the principal amount of this bond.

Date.

Amount paid.